

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

PEDRO JIMINEZ,  
Defendant,

v.

UNITED STATES OF AMERICA.

:  
: CRIMINAL ACTION  
:  
: NO. 99-364-08  
:  
:  
:  
:  
:

**Order**

And now, this 12<sup>th</sup> day of November, 2009, upon careful consideration of Pedro Jiminez's motion for modification of his sentence pursuant to Federal Rule of Civil Procedure 60(b) and/or the All Writs Act; the government's response; and Jiminez's reply, it is hereby **ORDERED** that Jiminez's motion is **DISMISSED** without prejudice for lack of jurisdiction. The Clerk shall **CLOSE** this case for statistical purposes.

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/s/ William H. Yohn Jr.  
William H. Yohn Jr., Judge